

CLOSED

**U.S. District Court
Western District of Kentucky (Louisville)
CIVIL DOCKET FOR CASE #: 3:07-cv-00317-JGH**

Prosperitas Partners, LP v. United States Small Business
Administration
Assigned to: Chief Judge John G. Heyburn, II
related Case: 3:06-cv-00655-JGH
Cause: 05:552 Right to Privacy Act

Date Filed: 06/20/2007
Date Terminated: 03/12/2008
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Prosperitas Partners, LP**

represented by **Kent Wicker**
Reed Wicker PLLC
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**United States Small Business
Administration**

represented by **Brady Miller**
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Date Filed	#	Docket Text
06/20/2007	<u>1</u>	COMPLAINT against United States Small Business Administration; Filing fee \$ 350, receipt number 554838., filed by Prosperitas Partners, LP. (Attachments: # <u>1</u> Cover Sheet # <u>2</u> Tendered Summons for Steven C. Preston # <u>3</u> Tendered Summons for the Attorney General # <u>4</u> Tendered Summon for US Attorney)(JBM) (Entered: 06/21/2007)
06/20/2007	<u>2</u>	Case Assignment (Random Selection): Case Assigned to Judge Jennifer B. Coffman. Magistrate designation: Dave Whalin. (JBM) (Entered: 06/21/2007)
06/20/2007	<u>3</u>	Summons Issued as to United States Small Business Administration (returned to counsel via US Mail) (JBM) Additional attachment(s) added on 6/21/2007 (JBM). (Entered: 06/21/2007)
08/14/2007	<u>4</u>	ORDER by Judge Jennifer B. Coffman on 8/14/07; Case reassigned to Judge John G. Heyburn, II for all further proceedings. Judge Jennifer B. Coffman no longer assigned to casecc:Counsel(JBM) (Entered: 08/14/2007)
08/27/2007	<u>5</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by United States Small Business Administration. Responses due by 9/4/2007 (Attachments: # <u>1</u> Proposed Order) (Miller, Brady) (Entered: 08/27/2007)
08/29/2007	<u>6</u>	ORDER by Chief Judge John G. Heyburn II on 8/28/2007 granting <u>5</u> Unopposed Motion for Extension of Time to Answer. United States has until 9/26/2007 to file an Answer or otherwise responsive pleading. cc: Counsel (RLK) (Entered: 08/29/2007)

09/26/2007	<u>7</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by United States Small Business Administration. Responses due by 10/9/2007 (Attachments: # <u>1</u> Proposed Order) (Miller, Brady) Additional attachment(s) added on 9/27/2007: pleadings w/correct judge's initial (RLK). Modified on 9/27/2007 (RLK). (Entered: 09/26/2007)
09/27/2007		Remark – Pleadings with judge's incorrect initials replaced by Clerk with pleadings with judge's correct initials re DN <u>7</u> Motion. (RLK) (Entered: 09/27/2007)
10/04/2007	<u>8</u>	ORDER by Chief Judge John G. Heyburn II on 10/4/2007 granting <u>7</u> Unopposed Motion for Extension of Time to Answer. United States shall have until 10/16/2007 within which to file an Answer or other responsive pleading. cc: Counsel (RLK) (Entered: 10/04/2007)
10/16/2007	<u>9</u>	ANSWER to Complaint by United States Small Business Administration. (Miller, Brady) (Entered: 10/16/2007)
10/17/2007	<u>10</u>	ORDER FOR MEETING & REPORT (EBOC) by Chief Judge John G. Heyburn II on 10/17/2007. Agreed Litigation Plan and Discovery Schedule Outline due by 12/3/2007. cc: Counsel (RLK) (Entered: 10/17/2007)
12/03/2007	<u>11</u>	MOTION to Dismiss <i>as Moot</i> by Defendant United States Small Business Administration Responses due by 12/21/2007 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1 – Consent Order, # <u>3</u> Exhibit 2 – FOIA Request, # <u>4</u> Exhibit 3 – FOIA response letter, # <u>5</u> Proposed Order) (Miller, Brady) (Entered: 12/03/2007)
12/03/2007	<u>12</u>	MOTION to Stay <i>Discovery</i> by Defendant United States Small Business Administration Responses due by 12/21/2007 (Attachments: # <u>1</u> Proposed Order) (Miller, Brady) (Entered: 12/03/2007)
12/26/2007	<u>13</u>	RESPONSE to Motion re <u>11</u> MOTION to Dismiss <i>as Moot</i> filed by Prosperitas Partners, LP. Replies due by 1/9/2008. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit A – SBA Email) (Wicker, Kent) (Entered: 12/26/2007)
12/26/2007	<u>14</u>	MOTION to Amend/Correct <i>Complaint</i> by Plaintiff Prosperitas Partners, LP Responses due by 1/14/2008 (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit 1 – Proposed Amended Complaint, # <u>3</u> Exhibit A to Amended Complaint, # <u>4</u> Exhibit B to Amended Complaint) (Wicker, Kent) (Entered: 12/26/2007)
12/26/2007	<u>15</u>	RESPONSE to Motion re <u>12</u> MOTION to Stay <i>Discovery</i> filed by Prosperitas Partners, LP. Replies due by 1/9/2008. (Attachments: # <u>1</u> Proposed Order) (Wicker, Kent) (Entered: 12/26/2007)
12/26/2007	<u>16</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>12</u> MOTION to Stay <i>Discovery</i> , <u>11</u> MOTION to Dismiss <i>as Moot</i> by Plaintiff Prosperitas Partners, LP Responses due by 1/7/2008 (Attachments: # <u>1</u> Proposed Order) (Wicker, Kent) (Entered: 12/26/2007)
01/03/2008	<u>17</u>	ORDER signed by Chief Judge John G. Heyburn, II on 1/2/2008, GRANTING <u>16</u> Unopposed Motion for Extension of Time to Respond to Defendant's Motion to Dismiss and Motion to Stay. cc: Counsel (RLK) (Entered: 01/03/2008)
01/09/2008	<u>18</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>13</u> Response to Motion, <u>15</u> Response to Motion <i>Motions to Dismiss and to Stay Discovery</i> by Defendant United States Small Business Administration Responses due by 1/22/2008 (Attachments: # <u>1</u> Proposed Order) (Miller, Brady) (Entered: 01/09/2008)
01/11/2008	<u>19</u>	ORDER by Chief Judge John G. Heyburn, II on 1/10/2008 granting <u>18</u> Motion for Extension of Time to File Reply to motion to dismiss and motion to stay discovery; replies due 1/24/2008. cc:counsel (TLB) (Entered: 01/11/2008)
01/14/2008	<u>20</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>14</u> MOTION to Amend/Correct <i>Complaint</i> by Defendant United States Small Business Administration Responses due by 1/25/2008 (Attachments: # <u>1</u> Proposed Order) (Miller, Brady) (Additional attachment(s) added on 1/16/2008: # <u>2</u> Corrected Proposed Order) (RLK). (Entered: 01/14/2008)

01/15/2008	<u>21</u>	NOTICE OF DOCKET CORRECTION Re:PDF Error: Incorrect document attached to docket entry by efiler re: <u>20</u> Unopposed MOTION for Extension of Time to File Response/Reply as to <u>14</u> MOTION to Amend/Correct <i>Complaint</i> ; Correct document attached to this entry. (Attachments: # <u>1</u> Exhibit 1 – Corrected proposed order) (Miller, Brady) (Entered: 01/15/2008)
01/16/2008		Remark – Per DN <u>21</u> Notice of Docket Correction, corrected Proposed Order attached by Clerk to DN <u>20</u> . (RLK) (Entered: 01/16/2008)
01/17/2008	<u>22</u>	ORDER signed by Chief Judge John G. Heyburn, II on 1/16/2008, granting <u>20</u> Unopposed Motion for Extension of Time to File Response to DN <u>14</u> Plaintiff's Motion to Amend Complaint. United States has until 1/24/2008 to respond to Plaintiff's Motion to Amend. cc: Counsel (RLK) (Entered: 01/17/2008)
01/24/2008	<u>23</u>	REPLY to Response to Motion re <u>11</u> MOTION to Dismiss <i>as Moot</i> filed by United States Small Business Administration. (Attachments: # <u>1</u> Exhibit 1 – March 6, 2007, e-mail) (Miller, Brady) (Entered: 01/24/2008)
01/24/2008	<u>24</u>	RESPONSE to Motion re <u>14</u> MOTION to Amend/Correct <i>Complaint</i> filed by United States Small Business Administration. Replies due by 2/7/2008. (Attachments: # <u>1</u> Proposed Order) (Miller, Brady) (Entered: 01/24/2008)
02/11/2008	<u>25</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>14</u> MOTION to Amend/Correct <i>Complaint</i> by Plaintiff Prosperitas Partners, LP Responses due by 2/22/2008 (Attachments: # <u>1</u> Proposed Order) (Wicker, Kent) (Entered: 02/11/2008)
02/14/2008	<u>26</u>	ORDER signed by Chief Judge John G. Heyburn, II on 2/14/2008, GRANTING <u>25</u> Motion for Extension of Time to File Reply. Reply brief in support of the Motion to Amend the Complaint is due by 2/18/2008. cc: Counsel (RLK) (Entered: 02/14/2008)
02/19/2008	<u>27</u>	REPLY to Response to Motion re <u>14</u> MOTION to Amend/Correct <i>Complaint</i> filed by Prosperitas Partners, LP. (Wicker, Kent) (Entered: 02/19/2008)
03/04/2008	<u>28</u>	Proposed Agreed Order/Stipulation of <i>Dismissal</i> by Prosperitas Partners, LP, United States Small Business Administration. (Wicker, Kent) (Entered: 03/04/2008)
03/12/2008	<u>29</u>	AGREED ORDER OF DISMISSAL signed by Chief Judge John G. Heyburn, II on 3/11/2008.cc: Counsel (RLK) (Entered: 03/12/2008)
01/06/2010	<u>30</u>	ERROR: Clerk docketed Order in incorrect case. Order subsequently docketed in correct case. (AEP) (Entered: 01/06/2010)
01/06/2010		NOTICE OF DOCKET CORRECTION Error:Clerk docketed <u>30</u> Order in incorrect case. Correction:Order subsequently docketed in correct case. (AEP) (Entered: 01/06/2010)